



04/01/97

REQUEST FORM FOR FILE WRAPPER CONTINUING APPLICATION
UNDER 37 CFR 1.62

FWC
 04/01/97

68340 U.S. PTO
 08825585

Docket No. 35.C10516 Cont.

Anticipated Classification of this application:

Class _____ Subclass _____

Prior Application:

Examiner S. PalanGroup Art Unit 2605

Assistant Commissioner for Patents
 Box FWC
 Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation-in-part
☒ continuation ☐ divisional application, under 37 CFR 1.62 of
 prior Application No. 08/395,588 filed on February 28, 1995
 currently entitled COMMUNICATION APPARATUS FOR SELECTING A
COMMUNICATION PROTOCOL COMPATIBLE TO A PARTNER STATION AND EXECUTING
THE SELECTED PROTOCOL

by the following currently named inventor:

Full Name of Sole or First Inventor TAKEHIRO YOSHIDA
 Residence Shibuya-ku, Tokyo, Japan Citizenship Japan
 Post Office Address c/o CANON KABUSHIKI KAISHA
30-2, 3-chome, Shimomaruko, Ohta-ku, Tokyo, Japan

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 CFR 1.60 may be used for applications where the prior application is not to be abandoned.)

1. ☒ Enter the amendment previously filed on February 13, 1997 under 37 CFR 1.116 but unentered, in the prior application.
- 2a. ☐ A preliminary amendment is enclosed.
- 2b. ☐ The applicant(s) presently intend(s) to file additional papers in this case after receiving an official Filing

261040 68340 040197

Receipt. Should the Examiner take this case up for action before receiving such papers, it is respectfully requested that the Examiner contact the attorneys for the applicant(s) at the telephone number shown below.

- 3a. The filing fee is calculated below on the basis of the claims existing in the prior application as amended at 1 and 2 above:

EXISTING CLAIMS				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE \$385/\$770
TOTAL CLAIMS	10-20	0	x \$11 \$22	0
INDEP. CLAIMS	2-3	0	x \$40 \$80	0
Fee for Multiple Dependent claims \$130°/\$260				0
TOTAL FILING FEE -----				\$770.00

- 3b. ☐ *Verified Statement claiming small entity status is enclosed or was filed in a prior application.
- 3c. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Assistant Commissioner is hereby authorized to charge any fees which may be required during the entire pendency of this application under 37 CFR 1.16 and 1.17, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this form is enclosed.
- 4a. ☒ A check in the amount of \$770.00 is enclosed.
- 4b. ☐ The filing fee will be supplied later.
5. ☐ Since this application is a continuation-in-part which discloses and claims additional matter, a new oath or declaration ☐ is included ☐ will be supplied later.
6. ☒ Amend the specification by inserting before the first line the sentence: --This application is a ☐ continuation-in-part ☒ continuation ☐ division, of Application

7. ☒ Priority of the following application is claimed under 35 U.S.C. 119:

<u>Country</u>	<u>Application No.</u>	<u>Filed (Mo., Day & Yr.)</u>
Japan	6-31386	March 1, 1994

8. ☒ The prior application is assigned of record to:

CANON KABUSHIKI KAISHA

9. ☒ The power of attorney in the prior application is to:

Joseph M. Fitzpatrick (Registration No. 17,398), Lawrence F. Scinto (Registration No. 18,973), William J. Brunet (Registration No. 20,452), Robert L. Baechtold (Registration No. 20,860), John A. O'Brien (Registration No. 24,367), John A. Krause (Registration No. 24,613), Henry J. Renk (Registration No. 25,499), Peter Saxon (Registration No. 24,947), Anthony M. Zupcic (Registration No. 27,276), Charles P. Baker (Registration No. 26,702), Stevan J. Bosses (Registration No. 22,291), Edward E. Vassallo (Registration No. 29,117), Ronald A. Clayton (Registration No. 26,718), Lawrence A. Stahl (Registration No. 30,110), Laura A. Bauer (Registration No. 29,767), Leonard P. Diana (Registration No. 29,296), David M. Quinlan (Registration No. 26,641), Nicholas N. Kallas (Registration No. 31,530), William M. Wannisky (Registration No. 28,373), Lawrence S. Perry (Registration No. 31,865), Robert H. Fischer (Registration No. 30,051), Christopher Philip Wrist (Registration No. 32,078), Gary M. Jacobs (Registration No. 28,861), Michael K. O'Neill (Registration No. 32,622), Bruce C. Haas (Registration No. 32,734), Scott K. Reed (Registration No. 32,433), Scott D. Malpede (Registration No. 32,533), Fredrick M. Zullo (Registration No. 32,452), Richard P. Bauer (Registration No. 31,588), Warren E. Olsen (Registration No. 27,290), Abigail F. Cousins (Registration No. 29,292), Steven E. Warner (Registration No. 33,326), Thomas J. O'Connell (Registration No. 33,202), Penina Wollman (Registration No. 30,816), David L. Schaeffer (Registration No. 32,716), Jack S. Cubert (Registration No. 24,245), Mark A. Williamson (Registration No. 33,628), Jean K. Dudek (Registration No. 30,938), Raymond R. Mandra (Registration No. 34,382) and Dominick A. Conde (Registration No. 33,856).

10. ☒ Recognize as Associate Attorneys:

Pasquale A. Razzano (Registration No. 25,512), John W. Behringer (Registration No. 23,086), Robert C. Kline (Registration No. 17,739), Mark J. Itri (Registration No. 36,171), William C. Hwang (Registration No. 36,169), Michael P. Sandomato (Registration

No. 35,345), Jack M. Arnold (Registration No. 25,823), John D. Carlin (Registration No. 37,292), Daniel S. Glueck (Registration No. 37,838), Victor J. Geraci (Registration No. 38,157), Joseph W. Ragusa (Registration No. 38,586), Brian L. Klock (Registration No. 36,570), Anne M. Maher (Registration No. 38,231), William J. Zak, Jr. (Registration No. 38,668), Thomas D. Pease (Registration No. 35,317), Bruce M. Wexler (Registration No. 35,409), Robert S. Mayer (Registration No. 38,544), Errol B. Taylor (Registration No. 39,853), Matthew J. Golden (Registration No. 35,161), Mark J. Rosen (Registration No. 39,822), Sean W. O'Brien (Registration No. 37,689), Thomas M. Palisi (Registration No. 36,629), Dolores A. Moro-Grossman (Registration No. 33,972), T. Thomas Gellenthien (Registration No. 39,683), Douglas Sharrott (Registration No. 39,832), Gordon F. Sieckmann (Registration No. 28,667), and Jay H. Anderson (Registration No. 38,371).

11. ☒ Also enclosed:

Petition Under 37 C.F.R. § 1.136(a) and a check for \$390.00.

12. ☒ Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 758-2400. All correspondence should continue to be directed to our below listed address.

13. ☒ Address all future communications to:

Fitzpatrick, Cella, Harper & Scinto
277 Park Avenue
New York, N.Y. 10172

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Dated: March 31, 1997

Abigail Cousins
Attorney for Applicant
Reg. No. 29,292

FITZPATRICK, CELLA, HARPER & SCINTO
277 Park Avenue
New York, New York 10172
Facsimile: (212) 758-2982

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UNDER 37 CFR 1.62

Docket No. 35.C10516 Cont.
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Examiner S. Palan
Group Art Unit 2605

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Full Name of Sole or First Inventor TAKEHIRO YOSHIDA
Residence Shibuya-ku, Tokyo, Japan Citizenship Japan
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30-2, 3-chome, Shimomaruko, Ohta-ku, Tokyo, Japan

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Dated: March 31, 1997

Abigail Cousins
Attorney for Applicant
Reg. No. 29,292

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277 Park Avenue
New York, New York 10172
Facsimile: (212) 758-2982

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